

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: Mary Ann D. Brow *et al.*

Serial No.:

Group No.: 1636

Filed:

Examiner: W. Sandals

Entitled:

**Rapid Detection And
Identification Of Pathogens**

PRELIMINARY AMENDMENT

#6a
Zita

Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATION UNDER 37 C.F.R. § 1.10

I hereby certify that this New Application Transmittal and the documents referred to as enclosed therein are being deposited with the U.S. Postal Service on this date **August 28, 2001** in an envelope as "Express Mail Post Office to Addressee" Mailing Label Number **EL 790816730 US** addressed to: **Box Patent Application**, Assistant Commissioner For Patents, Washington, D.C. 20231.


Susan M. McClintock

Sir/Madam:

The following communication is responsive to the Restriction Requirement in the Office Action mailed August 15, 2001 for patent application serial number 09/655,378. In the restriction requirement, the Examiner restricted the claims into four groups: Group I, Claims 45-70; Group II, Claims 71-94; Group III, Claims 95-108; and Group IV, Claims 109-123. Applicants elected Group I for prosecution with patent application serial number 09/655,378. The present Divisional Application is directed to the claims in Group II (*i.e.*, Claims 71-94).

IN THE TITLE OF THE INVENTION

Please substitute the title "**DETECTION OF TARGET SEQUENCES BY
CLEAVAGE OF NON-TARGET NUCLEIC ACIDS**" for the currently pending title.

09/655,378 - 082801